

WSGL WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP*Intellectual Property Law*
Patents • Trademarks • CopyrightsTen Post Office Square
Boston, Massachusetts 02109
Tel. 617.542.2290 • Fax. 617.451.0313
www.wsglip.com**RECEIVED
CENTRAL FAX CENTER****OCT 06 2008****FACSIMILE COVER SHEET**

DATE: October 6, 2008

TO: Examiner Oluwatosin A. Ogunbiyi
TC Art Unit: 1645

Fax No.: (571) 273 8300

FROM: Charles L. Gagnebin III

No. of pages transmitted
(including this page): 5

Our File: VER-191XX

Time:

Your Ref:

Sent by: Marilyn

Application No. 10/538,531

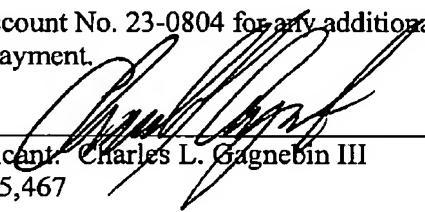
Filed Date: November 30, 2005

Confirmation No.: 4249

A confirmation copy of this transmission will not be mailed unless the following is checked: ☐
MESSAGEPLEASE DELIVER DIRECTLY TO:
EXAMINER OLUWATOSIN A. OGUNBIYI, Tel. (571) 272-9939
TC ART UNIT NO: 1645**FOR ENTRY**

Enclosed for filing please find: Request for Continued Examination (RCE) and One-month Request for Extension of Time.

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.



Attorney for Applicant: Charles L. Gagnebin III
Registration No. 25,467

CLG/mrb/372637.1

THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY FOR THE PERSON(S) IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS NOT BEEN CLEARLY RECEIVED, PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT FOR INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE THIS MESSAGE TO ANYONE OTHER THAN THE INTENDED RECIPIENT(S). THANK YOU.

Application No.: 10/538,531
 Filed: November 30, 2005
 TC Art Unit: 1645
 Confirmation No.: 4249

Rev 09/07

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP
 Ten Post Office Square
 Boston, Massachusetts 02109
 Telephone: (617) 542-2290
 Telecopier: (617) 451-0313

RECEIVED
 CENTRAL FAX CENTER
 OCT 06 2008

Date: October 6, 2008

Via Facsimile

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Attorney

Docket No.: VER-191XX

Sir:

In re application of: Josephus Jan Emeis et al.

Entitled: CHOLESTEROL-LOWERING PREPARATION, FOOD SUPPLEMENT AND FOODSTUFF, AND METHODS FOR PREPARING SAME

Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

☒ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$810.00) per §1.17(e).

☒ Enter the unentered amendment previously filed on September 8, 2008, per §1.116.

☐ Small Entity Status is asserted.

☒ A Petition for Extension of Time for 1 month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$130.00) per §1.17. ✓

☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.

☐ Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	2 - 7	=	x \$210.00 =	0
Total	9 - 20	=	x \$ 50.00 =	0
<input type="checkbox"/> Multiple Dependent Claims (1st presentation)			+ \$370.00 =	0
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
TOTAL ADDITIONAL FEE				0

☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$) for the cost of same.

☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Oluwatosin A. Ogunbiyi, TC Art Unit 1645, Fax No. (571) 273 8300, on 10-6-8.

Attorney of Record: Charles L. Gagnebin III
 Registration No.: 25,467

CLG/mrb/372639.1